

Docket No.: PF-0187-2 DIV

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on March 5, 2001

By:

Printed:

Nancy L. Glynn  
Nancy L. Glynn

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bandman et al.

Title: NOVEL SUBUNITS OF NADH DEHYDROGENASE

Serial No.: 09/726,899

Filing Date: November 29, 2000

Examiner: Roark, J.

Group Art Unit: 1644

Box Non-Fee Amendment

Commissioner for Patents

Washington, D.C. 20231

### AMENDMENT TRANSMITTAL FEE SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard;
2. Response to Restriction Requirement (12 pp., in duplicate).

The fee has been calculated as shown below.

Claims	Claims After Amendment	-	Claims Previously Paid For	=	Present Extra	Other Than Small Entity Rate Fee	Additional Fee(s)
Total Claims	14	-	20	=	0	\$18	\$0
Indep. Claims	1	-	3	=	0	\$80	\$0
<u>First Presentation of Multiple Dependent Claim</u>						+\$270	\$0

TOTAL \$ 0

X No additional fee is required.

       Please charge Deposit Account No. 09-0108 the amount of \$       

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. **09-0108**. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,

INCYTE GENOMICS, INC.

Diana Hamlet-Cox

Diana Hamlet-Cox

Reg. No. 33,302

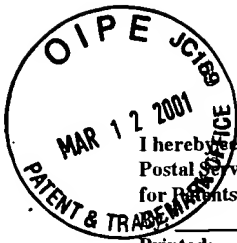
Direct Dial Telephone: (650) 845-4639

Date: 5 March 2001

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GAU 1644  
#4/A

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**RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. 121**

Sir:

This paper is responsive to the Restriction Requirement mailed February 1, 2001, setting a "one-month" term for response. Applicants respectfully remind the Examiner that the normal period for response to a Restriction Requirement is 1-month or 30-days, **whichever is longer** [see M.P.E.P. § 710.02(b)].

**IN THE CLAIMS**

Please amend claim 1, and add new claim 14 as follows. All of the pending claims are reiterated below for the Examiner's convenience. **Attached hereto is a marked-up version of the changes made to the claims by the current amendment. The attached page is captioned "Version with markings to show changes made."**